IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

WP(C).No. 34668 of 2004(B)

AGAINST THE ORDER DATED / / IN SC 216 1995 IN MC.40/2002 of ADDL.SUB COURT,KOLLAM

.....

PETITIONER:

---

1. UMMER SHERIF, MULLASSERIL,
   VALIYAKULANGARA MURI, OACHIRA.

2. YOOSAFKUNJU, AERUVA PURATHU VEEDU,
   CHANGANKULANGARA MURI, OACHIRA VILLAGE,
   KARUNAGAPPALLY TALUK.

3. KHADIRKUNJU, VADAKKETHARA VEEDU,
   KOTTUKADU, PALAKKAL MURI, THEVALAKKARA VILLAGE.
   KARUNAGAPPALLY TALUK.

BY ADV. SRI.B.KRISHNA MANI

RESPONDENTS:

---

1. THE STATE OF KERALA, REP. BY THE
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

2. THE DEPUTY TAHSILDAR,
   REVENUE RECOVERY, KARUNAGAPPALLY.

BY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/06/2007, THE COURT ON 30/03/2007 DELIVERED THE FOLLOWING:

KURIAN JOSEPH, J.

W.P. (C). NO. 34668 OF 2004 (B)

Dated this the 22nd day of June, 2007.

J U D G M E N T

Since the petitioners have a statutory remedy under the Code of Criminal Procedure, it is not necessary for this Court to invoke the supervisory jurisdiction under Article 226 of the Constitution of India. In the event of such a course of action being pursued by the petitioners, the time taken for prosecuting this writ petition shall stand excluded in computing the period of limitation.

KURIAN JOSEPH, JUDGE.

smp